



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/812,212

03/29/2004

John Baker

018638-04-0159

3041

7590

06/26/2007

James M. Bollinger  
Morgan, Lewis & Bockius, LLP  
101 Park Avenue  
New York, NY 10178-0060

EXAMINER

BAUTISTA, XIOMARA L

ART UNIT

PAPER NUMBER

2179

MAIL DATE

DELIVERY MODE

06/26/2007

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	10/812,212	BAKER ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	X. L. Bautista	2179	

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --**

**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

- 1) ☒ Responsive to communication(s) filed on 29 March 2004.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

- 4) ☒ Claim(s) 1-10 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-3, 5, 8 and 10 is/are rejected.
- 7) ☒ Claim(s) 4, 6, 7 and 9 is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 29 March 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

**Priority under 35 U.S.C. § 119**

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
- \* See the attached detailed Office action for a list of the certified copies not received.

**Attachment(s)**

- |                                                                                                                                  |                                                                                         |
|----------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                                      | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                             | 5) <input type="checkbox"/> Notice of Informal Patent Application                       |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)<br>Paper No(s)/Mail Date <u>3/29/04</u> . | 6) <input type="checkbox"/> Other: _____                                                |

## DETAILED ACTION

### *Drawings*

1. The subject matter of this application admits of illustration by a drawing to facilitate understanding of the invention. Applicant is required to furnish a drawing under 37 CFR 1.81(c). No new matter may be introduced in the required drawing. Each drawing sheet submitted after the filing date of an application must be labeled in the top margin as either "Replacement Sheet" or "New Sheet" pursuant to 37 CFR 1.121(d).

### *Claim Objections*

2. Claim 1 is objected to because of the following informalities: a period is missing at the end of line 10. Correction is required.

### *Claim Rejections - 35 USC § 103*

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

**4. Claims 1, 2, 5 and 8 are rejected under 35 U.S.C. 103(a) as being unpatentable over *Furlong et al* (US 2007/0055939 A1) and *Estrada et al* (US 7,028,262 B2).**

Claims 1 and 5:

Furlong discloses a system and method for automatically generating presentations (abstract; p. 1, par. 0008, 0009). Furlong teaches a processor for storing a program directed to presentation graphics (p. 2, par. 0028; p. 4, par. 0044; p. 5, claims 14 and 17). Furlong teaches enhancing and automating a presentation design sequence (p. 2, par. 0026) and developing a common branding theme through multiple slides and generating a common appearance, wherein the slides have a unified presentation (p. 1, par. 0008-0009; p. 2, par. 0026, 0029-0031).

Furlong teaches a database record for storing the template having the presentation slide's information the slides having attributes including a logo and other characteristics (p. 3, par. 0031-0032), but it does not specifically teach a database storing a library of model slides having specific attributes to corporate-based identifying and/or industry related themes. However, Estrada discloses a system and method for designing a theme and associating it with a user interface (abstract; col. 3, lines 45-61 col. 25, lines 9-25, 43-65). Estrada teaches a database (fig. 3; col. 4, lines 45-67; col. 6, lines 1-23) for storing a library of model slides (col. 5, lines 4-9,

35-51; col. 25, lines 32-42, 66-67; col. 26, lines 1-8; col. 27, lines 9-16) having specific attributes to corporate-based identifying and/or industry related themes (col. 26, lines 2-8). Therefore, it would have been obvious to one having ordinary skill in the art at the time the invention was made to modify Furlong's invention to include Estrada's teaching of storing a library of model slides having specific attributes to corporate-based identifying and/or industry related themes because users are provided with a system that allows for the creation of quick, automated and more efficient user interfaces or presentations that may eliminate human intervention in the process which may eliminate errors.

Claim 2:

Furlong teaches generating a presentation template where a system administrator can create a background slide from the template. Furlong explains that the background slide in a template defines the title slide for each presentation generated from the template and also specifies the overall layout and formatting for each presentation (p. 2, par. 0029). Furlong teaches that once the background slide is created, the administrator can create component slides to be included in the template, including a combination of fixed information such as standard text, pictures, etc. (p. 2-3, par. 0030). Estrada teaches layout files specifying content and layout of a plurality of skin components including table of content (abstract; claim 1).

Claim 8:

Furlong/Estrada teaches adding logos to slide presentations (Furlong: p. 2, par. 0028; Estrada: col. 25, lines 20-25).

5. **Claims 3 and 10 are rejected under 35 U.S.C. 103(a) as being unpatentable over *Furlong/Estrada* and *Walker et al* (US 2002/0065848 A1).**

Claim 3:

Furlong/Estrada teaches models slides having a common property set in compliance with a stored configuration file but it does not teach that shapes can be added to the slides. However, Walker discloses an editing system for creating and editing slides wherein the slides may have various types of data such as text, images, shapes, etc. (p. 3, par. 0052; p. 4, par. 0060; p. 29, par. 0405). Thus, it would have been obvious to a person having ordinary skill in the art at the time of invention to modify Furlong/Estrada's invention to include Walker's teaching of adding shapes to slides because it enables users to enhance, emphasize or convey an idea when doing the presentation.

Claim 10:

See claim 3. Walker teaches positioning of default shapes on a slide (p. 13, par. 0160, 0161; p. 14, par. 0165, 0176).

***Allowable Subject Matter***

6. Claims 4, 6, 7 and 9 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

***Conclusion***

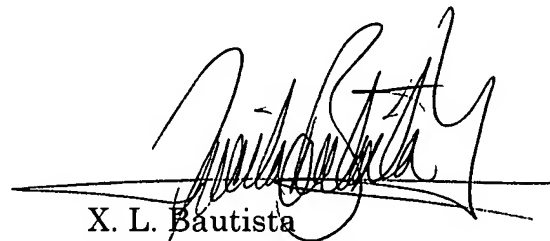
7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Stirpe et al (US 2002/0087496 A1) discloses a system and method for knowledge commerce system for providing a mechanism for knowledge Exchange. Stirpe teaches generating automated slide presentations using models; providing branding of institution based knowledge components; selecting themes; creating slides using templates (abstract; p. 1, par. 0011, 0012; p. 2, par. 0013, 0014; p. 4, par. 0030; p. 5, par. 0042-0044; p. 8, par. 0082-0083; p. 12, par. 0106; p. 16-p. 17, par. 0139).

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to X. L. Bautista whose telephone number is (571) 272-4132. The examiner can normally be reached on Monday-Thursday 8:00AM-6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Weilun Lo can be reached on (571) 272-4847. The fax phone

number for the organization where this application or proceeding is assigned is 571-273-8300.

9. Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.



X. L. Bautista  
Primary Examiner  
Art Unit 2179

xlb  
June 19, 2007